Vol MOD Page 42229

After recording, return to: Gaydos, Churnside & Baker, P.C. 440 East Broadway, Suite 300 Eugene, OR 97401

K55443

AFFIDAVIT OF MAILING TRUSTEE'S NOTICE OF SALE

STATE OF OREGON)
) ss
County of Lane)

Pursuant to the Trust Deed dated April 19, 1993, and recorded on May 17, 1993, Vol. M93, Page 11086, Klamath County Official Records, a Notice of Default and Election to Sell, and Trustee's Notice of Sale was recorded in the Official Records of Klamath County at Vol. M00, Page 18411, on May 22, 2000; and pursuant to the Trust Deed dated April 21, 1984, and recorded on April 25, 1984, Vol. M84, Page 6765, Klamath County Official Records, a Notice of Default and Election to Sell, and Trustee's Notice of Sale was recorded in the Official Records of Klamath County at Vol. M00, Page 21380, on June 13, 2000.

I mailed true copies of both of the above Trustee's Notice of Sale to those listed below at the addresses and on the dates shown. Each mailing of the Notices of Sale was made at a U.S. Post Office Box, Eugene, OR 97401 by both first-class and certified mail with return receipt requested, in sealed envelopes with postage prepaid. The mailing address for each was the last known address of the addressee.

Date	Name	Address
June 19, 2000	Carl and Denise Kebelbeck	75426 Williams Creek Cottage Grove, OR 97424
June 19, 2000	Terry White, Trustee of the Norma Lamb Trust 696 Country Club Road Eugene, OR 97401	
June 19, 2000	Martha Landreth	1650 Menlo Loop Springfield, OR 97477
June 21, 2000	Jene and Lelia McNeese	1620 Adkins Street Eugene, OR 97401
June 21, 2000	Charmaine Christiance	745 N. Van Duyn Eugene, OR 97401
June 21, 2000	Terry White, Trustee of the Babe Nothwang Trust 696 Country Club Road Eugene, OR 97401	
June 21, 2000	Julia M. Small 975 Waverly Street Eugene, OR 97401	
June 22, 2000	Leroy and Darlene Dalebout 1072 Fort Jack Pine Road Gilchrist, OR 97737	
July 5, 2000	Mary Alice Williams 13049 Pollard Road Willis, TX 77318	

Affidavit of Mailing Trustee's Notice of Sale - 1

July 5, 2000	Mary Alice Williams, Personal Rep. of the Estate of Agnes D. Bunch 13049 Pollard Road Willis, TX 77318	
July 31, 2000	John Tollefson, Attorney at Law	16212 Bothell Way, S.E. Mill Creek, WA 98012
July 31, 2000	Charles John Post	P.O. Box 8071 Blaine, WA 98230-8071
July 31, 2000	Wilma P. Downie, c/o Ray Fechtel, Attorney	P.O. Box 2654 Eugene, OR 97402

Successor Trustee

SUBSCRIBED AND SWORN to before me this 20 day of November, 2000 by Donald J. Churnside as Successor Trustee.

Affidavit of Publication

STATE OF OREGON, COUNTY OF KLAMATH

I, Larry L. Wells, Business Manager, being first duly sworn, despose and say that I am the principal clerk of the publisher of the Herald and News a newspaper in general circulation, as defined by Chapter 193 ORS, printed and published at Klamath Falls in the aforesaid county and state; that the Lega1#3414 Notice of Default, Election to Sell and Trustee's Notice of Sale William G. Lightner a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for Four (4) insertion(s) in the following issues: August 16, 23, 30, 2000 September 6, 2000 Total Cost: \$1458.00 Subscribed and swom before me this 6th September 20 00 Notary Public of Oregon

March 15 20 04 My commission expires OFFICIAL SEAL DEBRA A. GRIBBLE NOTARY PUBLIC - OREGON COMMISSION NO. 332580 MY COMMISSION EXPIRES MARCH 15, 2004

NOTICE OF DEFAULT, ELECTION TO SELL AND TRUSTEE'S NOTICE OF SALE

successor trustee under the terms of the trust deed described below, at the direction of the beneficiscribed in the trust deed to satisfy the obligations secured thereby, which the beneficiary has declared due., Pursuant to ORS 86.745, the following information is provided:

PARTIES: Grantor: WILLIAM G. LIGHTNER, SR; Trus-tee: FIRST AMERI-CAN TITLE IN-SURANCE CO.; Successor Trustee: DONALD J. CHURNSIDE; Beneficiary: JEANETTE L. THOMPSON.

2. DESCRIPTION OF PROPERTY: LEGAL DESCRIPTION Parcel 1

A tract of land situated in the Southwest 1/4 of the Southwest 1/4 of Section 21, Township 27 South, Range 0 East of the Willamette Meridian, Klamath County, Oregon, described as

Beginning at an iron pin on the Easterly right of way line of the Dalles-California Highway which lies South 19 degrees 24' East a distance of 649.2 feet from the Southwest corner of Block B of Chemuit, Oregon , and running thence continuing South 19 degrees 34 East along the Easterly right of way line of the Dalles-California Highway a distance of 242.4 feet to an iron pin; thence North 70 de-grees 36' East 330 feet to an iron pin on the Westerly right of way line of the S.P.R.R., which pin is also on the forty line; thence North 20 degrees 54' West along the Westerly right of way line of the S.P.R.R., a distance of 242.4 feet to an iron pin,

grees 56' West a dis-tance of 325.6 feet point of beginning, said being described as fol-tract being in the SW1/4 lows: Klamath County, Ore-

SW1/4 of Section 21, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, Sala NW1/4 SW1/4,; described as follows:

Beginning at a point on the Easterly right of way line of the Dalles California Highway which lies South 19 de-grees 24' East a dis-tance of 1068.4 feet from the Southwest corner of Block 0, CHE: an arc of a 03 degrees 04' curve to the left a distance of 23.2 feet to the true point of beginning of the tract herein described; thence continuing on the arc to a PARCEL 4 03 degrees 04 curve to A tract of land situated the left a distance of in the SW1/4 of the 281.1 feet to a point; SW1/4 of Section 21, thence South 28 de Township 27 South, grees 43' East a dis-Range 8 East of the grees 43' East a distance of 26 feet, more or less, to the South line of the SW1/4 of the SW1/4 of said Section, Township and Range; thence East along said South line a distance of 1942 feet more or less. 124.2 feet more or less, to the Southeast corner of the SW1/4 SW1/4 of said Section, Township and Range, thence North along the East, line of said SW1/4 SW1/ 4 363 feet to a point, thence South 70 de-grees 36' West 261.5 feet, more or less to the true point of beginning.

PARCEL 3 A parcel of land lying in the NW1/4 NW1/4 of Section 28, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon and being a portion of that property described in that deed to the State of Oregon, by and through its State

thence South 70 De- recorded in Book 258, grees 56' West a dis- page 143 of Klamath tance of 325.6 feet County Record of more or less, to the Deeds, the said parcel

SW1/4 of Section 21,3eginning on the North-Township 27 South, erly line of said NW1/4/ Range 8 East of the NW1/4 at a point 66.96 Willamette Meridian, feet Northeasterly of (when measured at right angles to) the ary, hereby elects to PARCEL 2 center line of the sell the property de-A tract of land situated Dalles-California Highin the SW 1/4 of the way, said point being 125.70 feet westerly of (when measured along said Northerly line) the Northeast corner of

> thence Southeasterly parallel with said center line to a point opposite Engineer's Station 732 + 32.60, thence Northeasterly at right angles to said center line 83.04 feet to the Easterly line of said property; thence Northwesterly along said Easterly line to said Northerly line; thence Westerly along said Northerly line to the point of beginning.

Willamette Meridian, Klamath County, Oregon being more particularly described as

follows, Beginning at an iron pin on the Easterly right of way line of the Dalles-California Highway which lies South 19 degrees 24' East a dis-tance of 891 feet from the Southwest corner of Block 8 of Chemult, Oregon, and running thence; continuing South 19 degrees 24' East along the Easterly right of way line of the Dalles-California High-way a distance of 176.0 feet and thence following the arc of a 3 degree 4' curve to the left a distance of 23.2 feet to an iron pin on the Easterly right of way line of the Dalles-Calfornia Highway, thence North 78 degrees 36'

East a distance 261.5 feet to an iron pin on the forty line; thence North 0 degrees 32' West along the forty line a distance of 211.4 feet to an iron pin on the Westerly right of way line of the S.P.R.R., thence South 70 degrees 36' West a distance of 330 feet more or less to the point of beginning, being in the SW1/4 SW1/4 of Section 21 Township 27 South Range 8 East of the Willamette Meridian, Klamath County,

EXCEPTING FROM the above described parcels all mineral rights as reserved by Deed recorded in Volume 105, page 177 and Volume 135, page 269, Deed Records of Kla-math County, Oregon. PARCEL 5

parcel within the SE1/4 SW1/4 of Section 21, Township 27 South Range 8 East of the Willamette Meridian, KLAMATH COUNTY OREGON, described as follows:

Beginning at the Southwest corner of the

SE1/4 SW1/4 of said Section 21; thence North 00 degrees 00'01" East, 564.73 feet to a point on the Western right-of-way of the Southern Pacific Railroad; thence Southeasterly along said Western right of way, 599.8 feet to the South line of the SE1/4 SW1/4 of said Section 21, thence South 89 degrees 35'33" West along said South line 206.26 feet to the

point of beginning. 3. RECORDING DATA: Trust deed dated April 19, 1993, recorded May 17, 1993; Volume M93 on page Mortgage Records of Klamath County, Oregon.

DEFAULT FOR WHICH THE MADE: Beneficiary seeks to foreclose the trust deed for failure to pay the following sums: The entire balance of

the trust deed in the amount of \$32,593.78 plus accrued interest. together with all costs, disbursements, and/or fees incurred or paid by the beneficiary and/ or trustee, their employees, agents or assigns. SUM OWING

ON THE OBLIGATION SECURED BY THE TRUST DEED:

rincipal \$32,593.78

Interest at 5% per annum to and including

1-94; 8% through 5-1-99 \$14,727.93 Donald J. Churnside,

Attorney \$1,500.00 First American Title

\$233.00

Reconveyance \$50.00

TOTAL SUM OWING plus other expenses, interest and charges accrued as of the date of payment \$49,104.71

6. ELECTION TO SELL: The successor trustee hereby elects to sell the property to satisfy the obligations secured by the trust deed. This Notice of Default, Election to Sell and Notice of Sale has been recorded in the official records of Kla-math County in Volume M00, Page 18411, on May 22, 2000, as reflect-ed on the copy of this document which has been entered in the records of Klamath County for purposes of notice of default and election to sell.

7. DATE TIME AND PLACE OF SALE: October 23, SALE: "October 23, 2000; 2:00 p.m., Pacific Daylight Time, as established by ORS 187.110; Front Door of the Klamath County Courthouse, 316 Main Street, Klamath Falls, Oregon 97601.

8. SALE OF PROPERTY: The such cessor trustee will sell at oral public auction to the highest bidder for cash, paid on the date of sale, the interest which the grantor had or had power to convey at the time of execution of the deed of trust, together with any interest of the grantor or suc-cessors in interest acquired after execution of the deed of trust, to satisfy the sum owing on the obligation plus the expenses of sale and trustee and attorney fees.

REINSTATE-MENT: Pursuant to ORS 86.753, the grantor, the grantor's successor in interest to all or any part of the trust property, any beneficiary under a subordinate trust deed, or any person having any subordinate lien or encumbrance or record on the property, may cure the default or defaults at any time prior to 5 days before the date set by the trustee for the trustee's sale. If the default consists of a failure to pay, when due, sums secured by the trust deed, the default may be cured by paying the entire amount due at the time of cure under the terms of the obligation, other than such, portion as would not then be due had no default occurred. Any other default of the trust deed obligation that is capable of being cured may be cured by tendering the performance required under the obligation or trust deed. In any case, and in addition to paying the sums or expenses

and trust deed, together with the costs and expenses actually incurred in proceedings shall be dismissed and the trust deed reinstatconstruing this notice, the masculine gender includes the feminine and the neut er, the singular includes the plural, the word "grantor" includes any successor in interest to the grantor as well as any other person owing an obligation, the performance of which is secured by said trust deed the words "trus-tee" and "beneficiary" include their respective successors in interest, if any. DATED this 15th day of May, 2000. Donald J. Churnside, Successor Trustee SUBSCRIBED AND SWORN to before me this 15th day of May, Notary Public for Oreaon Jeanne M.Klopp Re: TRUST DEED FROM WILLIAM G. LIGHTNER, SR., r DONALD CHURNSIDE, Successor Trustee, JEA-NETTE L. THOMPSON, DOS, CHURNSIDE & BAKER, P.C.

ac-tually incurred in en-

forcing the obligation

Beneficiary AFTER RECORDING RETURN TO: GAY-440 East Broadway, Su-Ite 300 P.O. Box 1499 Eugene, OR 97440 THIS IS AN ATTEMPT
TO COLLECT A DEBT
AND ANY INFORMA TION OBTAINED W I L BEUSED FOR THAT

PURPOSE. #3414 August 16, 23, 30, September 6, 2000

Affidavit of Publication

STATE OF OREGON, COUNTY OF KLAMATH

I, Larry L. Wells, Business Manager, being first duly sworn, despose and say that I am the principal clerk of the publisher of the Herald and News a newspaper in general circulation, as defined by Chapter 193 ORS, printed and published at Klamath Falls in the aforesaid county and state; that the

Legal#3415
Notice of Default, Election to Sell
and Trustee's Notice of Sale
Julee's Country Inn
a printed copy of which is hereto annexed,
was published in the entire issue of said
newspaper for Four
(4) insertion(s) in the following issues:
August 16, 23, 30, 2000
September 6, 2000
Total Cost: \$1134.00
Long I wells
- /
Subscribed and swom before me this 6th September 00
day ofSeptembero_IM.
John a Supple

March 15 20 04 My commission expires OFFICIAL SEAL DEBRA. A. GRIBBLE NOTARY : BLIC - OREGON COMMISSION NO. 332580 MY COMMISSION EXPIRES MARCH 15, 2004

Notary Public of Oregon

NOTICE OF DEFAULT, ELECTION & 28 degrees 431, East a TO SELL distance of 26 feet, AND TRUSTEE'S NOTICE OF SALE

trustee under the terms of the trust deed described below, at the direction of the beneficiary, hereby elects to sell the property de-scribed in the trust deed to satisfy the obligations secured thereby, which the beneficiary has declared due. Pursuant to ORS 86.745, the following information is provided:

PARTIES: PARCEL 3 Grantor: Julee's Country Inn, Inc., an Oregon corporation and John Post: Trustee: Northwest Escrow, Inc.: Successor Trustee: Donald J. Churnside: Beneficiary: Frank H. Dye and Mary Elda Dye. The beneficiary's interest

the trust deed was assigned to Jerry E. Thompson, Larry E. Thompson and Barbara J. Mitchell on-May 12, 1995 as described in paragraph 3 below. DESCRIPTION OF PROPERTY: PARCEL 2

tract situated in the SW1/4

the SW1/4 of Section 21, Township 27 south, Range 8 East of the Willamette Meridian; Klamath County, Oregon, described as follows: Beginning at a point on the Easterly right of way line of the Dalles-California highway which lies South 19 degrees 24' East a distance of 1068.4 feet from the Southwest corner of Block 8, CHE-MULT: thence following an arc of a 03 degrees 04' curve to the left a distance of 23.2 property; thence feet to the true point of Northwesterly, along beginning of the tract described; herein thence continuing, on the arc to a 03 degrees 04' curve to the left a distance of 281.1 feet to EXCEPTING FROM

a point; thence South more or less to the South line of SW 1/4 of the SW 1/4 of said Section, Township and Range; thence East along said South line a distance of 124.2 feet more or less, to the Southeast corner of the SW 1/4 SW1/4 of said Section, Township and Range; thence North along the East line of said SW1/4 SW1/4 363 feet to a point: thence South 70 degrees 36' West 261.5 feet, more or less to the true point of beginning.

parcel of land lying in the NW1/4 NW1/4 of Section 28, Township 27 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon and being a portion of that property described in that deed to the State of Oregon, by and through its State Highway Commission, recorded in Book 268,

page 143 of Klamath County Record of Deeds' the said parcel being described as fol-

Beginning on the Northerly line of said NW1/4 NW1/4 at a point 66.96 feet Northeasterly of (when measured at right angles to) the center line of the center line of the Dalles-California Highway said point being 125.78 feet Westerly of (when measured along said Northerly line) the Northeast corner of said NW1/4 NW1/4; thence Southeasterly parallel with said center line to a point opposite Engineer's Station 732 + 32.60; thence Northeasterly at right angles to said center line 83.04 feet to the Easterly line of said said Easterly line to said...Northerly..line; thence Westerly along

said Northerly, line to

the point of beginning.

rne above described parcels all mineral rights as reserved by Deed recorded in Volume 105; page 177 and Volume 135, page 269, Deed Records of Klamath County, Oregon.
3. RECORDING DATA: Trust deed dated April 21, 1984; recorded April 25, 1984; Volume M84 on page 6765, Mortgage Records of Klamath County, Oregon; the Assignment of Trust Deed by Beneficiary was dated May 12, 1995 and recorded June 9, 1995 in Volume M95, Page 15231, Mortgage Records of Klamath County, Oregon. DEFAULT FOR WHICH THE MADE: Beneficiary seeks to foreclose the trust deed for failure to pay the following sums: The entire balance of the trust deed in the amount of \$75.000 plus accrued interest, together with all costs, disbursements, and/or fees incurred or paid the beneficiary and/or trustee, their employees, agents or assigns. SUM ON THE OBLIGATION SECURED BY THE TRUST DEED: rincipal \$75,000.00 Interest at per annum to and in-5-31-00 cluding \$181,232,88 Donald Churn-

side, Attorney \$1,500.00 First American Title \$233.00 Reconveyance fees \$50.00 TOTAL SUM OW-

ING plus other expenses, interest and charges accrued as of the date of payment \$258.015.88 6. ELECTION TO SELL: The successor trustee hereby elects to sell the property to satisfy the obligations secured by the trust deed. This Notice of Default, Election to Sell and Notice of Sale has been recorded in the

official records of Klamath County in Volume M00, Page 21380, on June 13, 2000, as re-flected on the copy of this document which has been entered in the records of Klamath County for purposes of notice of default and election to sell.

7. DATE, TIME AND PLACE OF SALE: October 23, 2000; 2:00 p.m., Pacific 2000; 2:00 p.m., Pacific Daylight Time, as es tablished by ORS 187.110; Front Door of the Klamath County Courthouse, 316 Main Street, Klamath Falls, Oregon 97601. 8. SALE OF PROPERTY: The suc-

cessor trustee will sell? at oral public auction

the highest bidder for cash, paid on the date; which the grantor had or had power to convey at the time of execution of the deed of trust, together with any interest of the grantor or successors in interest acguired after execution of the deed of trust, to satisfy the sum owing on the obligation plus the expenses of sale and trustee and attorney fees.

9. REINSTATE-MENT: Pursuant to ORS 86.753, the grantor, the grantor's successor in interest to all or any part of the trust property, any beneficiary; under a subordinate trust deed, or any person having any subordinate lien or encumbrance of record on the property, may cure the default or defaults at any time prior to 5 days abefore the date set by the trustee for the trustee's sale. If the default consists of a failure to pay, when due, sums secured by the trust deed, the default may be cured by paying the entire amount due at the fime of cure under the terms of the obliga-tion, other than such portion as would not then be due had no default occurred. Any other default of the trust deed obligation that is capable of being cured may be cured by tendering the performance required under the obligation or trust deed. In any case, and in addition to paying

THE PERSON IN THE sums or tendening the performance necessary to cure the default, the person affecting the cure shall pay to the beneficiary all costs and expenses actually incurred in enforcing the obligation and trust deed, together with costs and expenses accosts and expenses actually incurred in enforcing the terms of the obligation, plus trustee and attorney fees as prescribed in ORS 86.753. Upon such payment, the proceedings shall be dismissed and the trust deed reinstat. the trust deed reinstated.

In construing this notice, the masculine dender includes the famining and the neut.

er, the singular includes the plural, the word "grantor" includes any successor in interest to the grantor as well as any other person owing an obligation, the per-formance of which is secured by said trust deed, the words "trus-tee" and "beneficiary" include their respective successors in interest, if any. This list day of June, 2000. Donald J. Churnside Successor Trustee SUBSCRIBED SWORN to before me this 1st day of June, Jeanne M. Klopp Notary Public for Oregon TRUST DEED FROM Julee's Country inn, Inc. and John Post, Grantor, DONALD J. CHURN-SIDE, Successor Trustee, JERRY E. THOMPSON, LARRY E. THOMPSON and BARBARA MITCHELL, Benefici-

aries AFTER
R E C O R D I N G
R E T U R N
TO: GAYDOS, CHURNSIDE & BAKER, P.C. 440 East Broadway, Suite 300 P.O. Box 1499 Eugene, OR 97440
THIS IS AN ATTEMPT
TO COLLECT A DEBT
AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE

#3415 August 16, 23, 30, 2000

September 6, 2000

Klamath County, Oregon William Lightner, Sr., Grantor to Jeanette L. Thompson, Beneficiary

AFFIDAVIT OF SERVICE			
STATE OF OREGON)	SS.	
County of Lane)	33.	
requirements in the state for original trustee's notice of s	service ale, nor	competent person 18 years of age or older and meet the e, and that I am not the beneficiary or trustee named in the the successor of either, nor an officer, director, employee of ustee, or successor of either, corporate or otherwise.	
I further certify that I made service of the foregoing Notice of Default, Election to Sell and Trustee's Notice of Sale upon the occupants of the real property which is the subject of the foregoing Notice of Default, commonly known as the Featherbed Inn, Highway 97, Chemult, Oregon, as follows: **Giget Florage** (Substitute)** and Don Them personer**			
		(Personal / Substitute) Service	
Upon 61 dge b Florey and in person at the Feathert 10. 18 Q.m.	en ind oed Inn	by delivering such true copy to him/her personally, Highway 97, Chemult, Oregon, on June 23, 2000, at	
		Manaie Divson	
SUBSCRIBED AND	SWO	RN to before me this 23day of Schobal Notary Public for Oregon My Commission Expires: 12/15/00	

DEBORAH A. SCHOBERT
NOTARY PUBLIC - OREGON
COMMISSION NO. 060196
MY COMMISSION EXPIRES DEC. 15, 2000

Klamath County, Oregon
Julee's Country Inn and John Post as Grantor to
Jerry and Larry Thompson and Barbara Mitchell, Beneficiary

	AFFIL	DAVIT OF SERVICE
STATE OF OREGON)) ss.	
County of Lane)	
requirements in the state for original trustee's notice of s	r service, and sale, nor the su	tent person 18 years of age or older and meet the that I am not the beneficiary or trustee named in the accessor of either, nor an officer, director, employee of or successor of either, corporate or otherwise.
and Trustee's Notice of Sal	e upon the occ	e of the foregoing Notice of Default, Election to Sell cupants of the real property which is the subject of the mown as the Featherbed Inn, Highway 97, Chemult, Floragen (Substitute) and Dan Oldham for Sorrel)
		(Personal)/ Substitute) Service
Upon Gidges Flora and in person at the Feather 10:18 a.m.	gen and Oldhar bed Inn, High	by delivering such true copy to him/her personally way 97, Chemult, Oregon, on June 23, 2000, at
		Stamarie Disson
SUBSCRIBED ANI	D SWORN to	before me this 3 day of June, 2000. Notary Public for Oregon
DEBORAH A. SO NOTARY PUBLIC - COMMISSION NO MY COMMISSION EXPIRES DE). 060196 (f)	My Commission Expires: 12/15/06

State of Oregon, County of Klamath Recorded 11/22/00, at 1:18 p m. In Vol. M00 Page 42229 Linda Smith, County Clerk Fee\$ 5600